

ORIGINAL

1 RICHARD G. CAMPBELL, Jr. ESQ.  
Nevada Bar No.: 1832  
2 LANCE P. MAISS, ESQ.  
Nevada Bar No.: 4683  
3 SENN MEULEMANS, LLP  
4 50 West Liberty Street, Suite 950  
Reno, Nevada 89501  
5 Telephone No.: (775) 322-7400  
6 Attorneys for Defendant

7 UNITED STATES DISTRICT COURT  
8 DISTRICT OF NEVADA

SEALED

10 SHAWN VAN ASDALE and LENA  
11 VAN ASDALE,

Case No.: 3:04-cv-703-RAM

12 Plaintiffs,

**IGT'S MOTION FOR TRANSCRIPT  
OF PROCEEDINGS ON JUNE 12,  
2006**

13 vs.

14 INTERNATIONAL GAME TECHNOLOGY,  
15

16 Defendant.

**[FILED UNDER SEAL PURSUANT  
TO THE ORDER OF THE COURT]**

17  
18 COMES NOW, defendant INTERNATIONAL GAME TECHNOLOGY ("IGT"), by and  
19 through its counsel of record, Senn Meulemans, LLP, hereby moves this Court for an order providing  
20 the disclosure of the transcript of proceedings before the Court that took place on June 12, 2006, in  
21 that this action is under seal.

22 This motion is based upon the Points and Authorities attached hereto and such further  
23 argument the Court may permit.  
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1  
2 DATED this 27<sup>th</sup> day of July, 2006.

3 SENN MEULEMANS, LLP

4  
5  
6 BY: 

RICHARD G. CAMPBELL, Jr., ESQ.

State Bar No.: 1832

LANCE P. MAISS, ESQ.

State Bar No.: 4683

50 West Liberty Street, Suite 950

Reno, Nevada 89501

Attorneys for *Defendant*

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SENN MEULEMANS, LLP  
50 West Liberty Street, Suite 950  
Reno, Nevada 89501  
(775) 322-7400

**POINTS AND AUTHORITIES**

This action involves an employment dispute between plaintiffs, former in-house attorneys for IGT. The plaintiffs have asserted claims for relief regarding their termination from IGT, including a claim for whistleblower protection under the Sarbanes-Oxley Act for alleged retaliation in response to allegations against IGT management for securities fraud against IGT's shareholders.

At the time the action was commenced, the plaintiffs requested that the action be placed under seal, which the Court has since ordered. As a result, any party to this action must seek Court permission to obtain a transcript of any proceedings taking place before the Court.

On June 12, 2006, the Court and counsel for the parties herein held a telephonic conference call to address several outstanding discovery issues. At this time, IGT seeks to have a transcript of the proceeding, necessitating the filing of this motion.

Therefore, IGT respectfully requests this Court to grant its motion to allow a transcript of the June 12, 2006 proceeding to be provided to IGT.

DATED this 27<sup>th</sup> day of July, 2006.

SENN MEULEMANS, LLP

BY: 

RICHARD G. CAMPBELL, Jr., ESQ.

State Bar No.: 1832

LANCE P. MAISS, ESQ.

State Bar No.: 4683

50 West Liberty Street, Suite 950

Reno, Nevada 89501

Attorneys for *Defendant*

SENN MEULEMANS, LLP  
50 West Liberty Street, Suite 950  
Reno, Nevada 89501  
(775) 322-7400

**ORDER**

Defendant's Motion for transcript of proceedings on June 12, 2006, is  
HEREBY GRANTED.

Dated this 28th of July 2006.



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The Honorable Robert A. McQuaid, Jr.  
Judge of U.S. District Court

SENN MEULEMANS, LLP  
50 West Liberty Street, Suite 950  
Reno, Nevada 89501  
(775) 322-7400

CERTIFICATE OF SERVICE

I, Zabett Buzzzone, declare that:

I am over 18 years of age and not a party to, or interested in, the within entitled action. I am an employee of SENN MEULEMANS, LLP located at 50 West Liberty Street, Suite 950, Reno, Nevada, 89501.

On July 27, 2006, I served the foregoing document described as follows:

☐ BY HAND DELIVERY: I caused a copy to be hand delivered by a messenger service with which this firm maintains an account, addressed as follows: Legal Express.

☐ BY FACSIMILE: I served on interested parties in said action, by transmitting a true copy of the attached document, via facsimile, to the facsimile numbers listed on the Service List. The facsimile machine complied with Nevada Rules of Court Rule 5(b) and no error was reported by the machine. Pursuant to Nevada Rules of Court, Rule 5(b), I caused the machine to print a transmission record of the transmission, a copy of which is attached to the file copy of this declaration;

☒ BY MAIL [N.R.C.P. 5(b)] I caused each envelope to be placed for deposit with the U.S. Postal Service in a sealed envelope, with postage prepaid, and that each envelope was placed for collection and mailing on that date following ordinary business. I am readily familiar with the business practice at my place of business for collection and processing of correspondence for mailing with the U.S. Postal Service. Correspondence so collected and processed is deposited with the U.S. Postal Service that same day in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit;

☐ BY OVERNIGHT COURIER By placing the document(s) listed above in a sealed FEDERAL EXPRESS envelope and affixing a pre-paid air bill, No. causing the envelope to be delivered to the person(s) listed below; on the parties addressed as follows:

1  
2 Margo Piscevich, Esq.  
3 Mark J. Lenz, Esq.  
4 Piscevich & Fenner  
5 499 W. Plumb Lane, Suite 201  
6 Reno, NV 89509

7 Executed on July 27, 2006, at Reno, Nevada.

8 ☐ (State) I declare under penalty of perjury under the laws of the State of Nevada that the above  
9 is true and correct.

10 ☒ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose  
11 direction the service was made.

12  
13   
14 Zabett Buzzzone